

AN ORDINANCE

97835

ACCEPTING THE LOW, QUALIFIED, RESPONSIVE BID IN THE AMOUNT OF \$1,275,773.41 FROM KGME, INC. (MBE) IN CONNECTION WITH THE MOCKERT AREA STREETS (MOCKERT, FORREST, W. LAMBERT, KLINE, CASS) PROJECT, LOCATED IN COUNCIL DISTRICT 5; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$83,614.04 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES, FOR AN OVERALL TOTAL OF \$1,359,387.45, OF WHICH \$919,754.35 WILL BE FUNDED BY 1999 G.O. STREET IMPROVEMENT BONDS AND AUTHORIZING THE REIMBURSEMENT FROM CITY PUBLIC SERVICE (CPS) IN THE AMOUNT \$136,904.88 FOR GAS LINE REPLACEMENT AND AUTHORIZING THE REIMBURSEMENT FROM SAN ANTONIO WATER SYSTEM (SAWS) IN THE AMOUNT OF \$302,728.22 FOR SEWER AND WATER WORK; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, bids were submitted in connection with the Mockert Area Streets (Mockert, Forrest, W. Lambert, Kline, Cass) Project located in Council District 5; and

WHEREAS, this ordinance accepts the low bid submitted by **KGME, Inc.** in the amount of \$1,275,773.41 for the Mockert Area Streets (Mockert, Forrest, W. Lambert, Kline, Cass) Project, and \$83,614.04 for construction contingency expenses; and

WHEREAS, the project consists of reconstructing the roadway on Klein, Cass and W. Lambert from Mockert to S. Flores; Mockert from Klein to Furnish; Forrest from S. Flores to Halstead including drainage, sidewalks, curbs and driveway approaches; and

WHEREAS, the total expended for this project is \$1,359,387.45 of which \$919,754.35 will be funded from General Obligations of the City, \$136,904.88 will be reimbursed from City Public Service (CPS) for gas line replacement, and \$302,728.22 will be reimbursed from San Antonio Water System (SAWS) for sewer and water work; and

WHEREAS, approval of this ordinance will be a continuation of City Council policy to complete previously approved 1999 General Obligation Street Improvement Bond funded capital improvement projects; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The low, qualified bid of **KGME, Inc.** in the amount of \$1,275,773.41 in connection with the Mockert Area Streets (Mockert, Forrest, W. Lambert, Kline, Cass) Project is hereby accepted. All other bids will be considered rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty days from the effective date hereof, whichever occurs first. A copy of the proposal is attached hereto as **Attachment I**.

SECTION 2. The City Manager, an Assistant City Manager, or an Assistant to the City Manager, is hereby authorized to execute a standard form contract covering said project, a copy which is in substantially the same form as **Attachment II** is incorporated herein for all purposes.

SECTION 3. The budget in Fund No. 45-972095, 1999 Street Improvements, Sold in 2001, is revised by reducing Index Code 695577, entitled "Unallocated Appropriations: Proceeds", by the amount of \$919,754.35.

SECTION 4. The amount of \$919,754.35 is appropriated in Fund No. 45-972026, 1999 Street Improvements, Sold in 2001, in Index Code 920298, entitled "Trf To 45-979052 Mockert Street Area". The amount of \$919,754.35 is authorized to be transferred from 45-972026 to 45-979052.

SECTION 5. The budget in Fund No. 45-979000, 1999 Street Improvements, shall be revised by increasing Index Code 114355, entitled "Trf Fr 45-972026(45-979052) Mockert", by the amount of \$919,754.35.

SECTION 6. Budgeted Revenues in the amount of \$136,904.88 is authorized to be established in Fund No. 45-979000, 1999 Street Improvements. Revenue Index Code 081331, entitled "Contr CPS (45-979052) Mockert", shall be increased upon reimbursement of the project.

SECTION 7 Budgeted Revenues in the amount of \$302,728.22 is authorized to be established in Fund No. 45-979000, 1999 Street Improvements. Revenue Index Code 082065, entitled Contr SAWS (45-979052) Mockert, shall be increased upon reimbursement of the project.

SECTION 8. The amount of \$1,275,773.41 is appropriated in Fund No. 45-979052, 1999 Street Improvements, in Index Code 770537, entitled "Construction Contract", and is authorized to be encumbered and made payable to **KGME, Inc.**, for construction in connection with the Mockert Street Area (Mockert, Forrest, W. Lambert, Kline, Cass) project.

SECTION 9. The amount of \$83,614.04 is appropriated in Fund No. 45-979052, 1999 Street Improvements, in Index Code 770024, entitled "Construction Contingency", and is authorized to be encumbered and made payable for miscellaneous construction contingency expenses in connection with the Mockert Street Area (Mockert, Forrest, W. Lambert, Kline, Cass) project.

SECTION 10. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

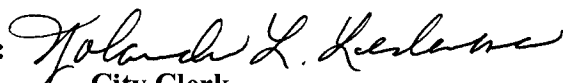
SECTION 11. This ordinance shall take effect on July 6, 2003.

PASSED AND APPROVED this 26th day of June, 2003.



M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney